

1 THE HONORABLE ROBERT S. LASNIK
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 NINTENDO OF AMERICA INC.,) No. CV21-519-RSL
9 Plaintiff,)
10 v.) FOURTH UNOPPOSED MOTION TO
11 GARY BOWSER,) EXTEND TIME TO ANSWER
12 Defendant.) Noted for October 15, 2021
13)

14 Gary Bowser, through Federal Defender Michael Filipovic, respectfully requests
15 a fourth extension of time to file an answer to the complaint to December 6, 2021.
16 Counsel for the plaintiff do not object to this request.

17 In support of this motion, the Court is requested to consider:

18 1. Mr. Bowser is presently facing criminal charges in this related criminal
19 case: *United States v. Louarn, et al.*, No. 2:20-cr-00127-RSL (W.D. Wash.). That case
20 is currently scheduled for trial on November 15, 2021.

21 2. Mr. Bowser is detained and has not retained counsel with respect to the
22 merits of this civil lawsuit. Undersigned counsel has had ongoing discussions with
23 Mr. Bowser concerning the Fifth Amendment implications of answering the civil
24 complaint, but needs additional time to determine whether to file an answer, whether an
25 answer will be necessary, and if an answer is filed, to draft that answer and file it.

3. Undersigned counsel for Mr. Bowser is appearing in a limited capacity to protect Mr. Boswer's Fifth Amendment rights in his criminal case.

DATED this 15th day of October 2021.

Respectfully submitted,

s/ *Michael Filipovic*
Federal Public Defender
Attorney for Gary Bowser (on a limited basis)